

The Hon. James L. Robart

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

V.

TROY CLINTON VAN SICKLE,
Defendant.

No. CR18-250-JLR

[PROPOSED]

ORDER OF FORFEITURE

THIS MATTER comes before the Court on the United States' Motion for Entry of an Order of Forfeiture seeking to forfeit, to the United States, Defendant Troy Clinton Van Sickle's interest in the following property:

- A judgment for a sum of money in the amount of \$75,000, representing the proceeds the Defendant obtained as a result of the offense set forth in Count 1 of the Indictment (Mail Fraud).

The Court, having reviewed the papers and pleadings filed in this matter, hereby FINDS entry of an Order of Forfeiture is appropriate for the following reasons:

- The Defendant was charged by an Indictment that included forfeiture allegations, providing notice that the United States was seeking, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), the forfeiture of a judgment for a sum of money representing any property, real or personal, which constitutes or is derived from proceeds traceable to the offense

1 charged in Count 1 (*Mail Fraud*, in violation of 18 U.S.C. § 1341), (Dkt.
2 No. 1, at 14–15);

3 • Pursuant to the Plea Agreement, the Defendant agreed to forfeit his interest
4 in the above-described judgment for a sum of money, and further
5 acknowledged that he fraudulently attempted to and did obtain a total of
6 \$75,000 as a result of the charged mail-fraud scheme, (Dkt. No. 36, ¶¶ 7,
7 9);
8 • The evidence in the record, including information contained within the Plea
9 Agreement, has established the requisite nexus between the above-
10 described money judgment and the offense of conviction, pursuant to
11 Federal Rule of Criminal Procedure (“Fed. R. Crim. P.”) 32.2(b)(1)(B); and
12 • No ancillary proceeding is required to the extent that the forfeiture consists
13 of a judgment for a sum of money, pursuant to Fed. R. Crim. P. 32.2(c)(1).

14
15 NOW, THEREFORE, THE COURT ORDERS:

16 1) Pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), the
17 Defendant’s interest in the above-identified sum of money is fully and finally forfeited, in
18 its entirety, to the United States;

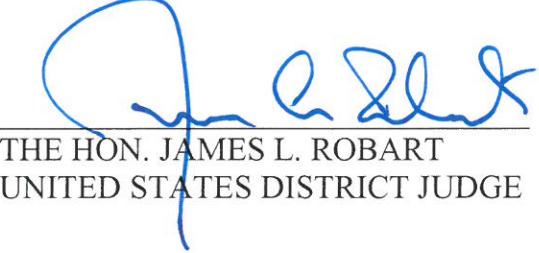
19 2) No right, title, or interest in this sum of money exists in any party other
20 than the United States;

21 3) Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A)-(B), this order will become final
22 as to the Defendant at the time he is sentenced, it will be made part of the sentence, and it
23 will be included in the judgment;

24 4) Pursuant to Fed. R. Crim. P. 32.2(e), in order to satisfy, in whole or in part,
25 this sum of money the United States may move to amend this order, at any time, to
26 substitute property having a value not to exceed \$75,000; and

1 5) The Court will retain jurisdiction in this case for the purpose of enforcing
2 this order.

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4 DATED this 27th day of September, 2019.

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7 
8 THE HON. JAMES L. ROBART
9 UNITED STATES DISTRICT JUDGE

10
11
12 Presented by:

13
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